

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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EQUAL EMPLOYMENT OPPORTUNITY COMMISSION,

Plaintiff,

CHARLES BROWN,

Plaintiff-Intervenor

-against-

71 Civ. 2877 (LAK)

INTERNATIONAL ASSOCIATION OF BRIDGE  
STRUCTURAL AND ORNAMENTAL IRONWORKERS  
LOCAL 580,

Defendant.  
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### ORDER

LEWIS A. KAPLAN, *District Judge*.


Plaintiff-intervenor Charles Brown moved in 2009 to hold the defendant union in contempt. [DI 167] On March 31, 2010, he filed a so-called "amended motion to enforce the consent and agreement and contempt of court order." [DI 189]

In a thorough report and recommendation dated March 11, 2001, Magistrate Judge Michael H. Dolinger recommended that the March 31, 2010 filing be treated as a reply in support of the 2009 contempt motion and that the contempt motion be granted to the extent of awarding plaintiff-intervenor the sum of \$42,149.88 and denied in all other respects. No objections have been filed.

The Court hereby grants the contempt motion [DI 167] to the extent of awarding plaintiff-intervenor the sum of \$42,189.88 against the defendant and denies it in all other respects. It adopts Judge Dolinger's characterization of the March 31, 2010 filing as a reply in support of the contempt motion. Accordingly, the Clerk shall terminate both DI 167 and DI 189.

SO ORDERED.

Dated: March 29, 2011

  
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Lewis A. Kaplan  
United States District Judge